



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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HOPETON A. FRANCIS,

Plaintiff,

- against -

CITY OF NEW YORK, POLICE OFFICER
EVELYN OROPEZAZUNIGA, AND
SERGEANT LUIS RODRIGUEZ,

Defendants.
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18-CV-6468 (GBD) (RWL)

ORDER OF SERVICE

ROBERT W. LEHRBURGER, United States Magistrate Judge.

This order resolves Defendants' letter motion at Dkt. 89, seeking an order compelling Plaintiff to respond to discovery, including Defendants' First Set of Document Requests, Defendants' First Set of Interrogatories, and Defendants' Deposition Notice to Plaintiff. The deadline for Plaintiff to respond to Defendants' letter motion was August 6, 2021; no response appears on the record. As Defendants correctly note, this is not the first time Plaintiff has failed to timely respond to the Court's orders or Defendants' requests. (See Dkt. 49, 53.) Accordingly, the Court orders as follows:

1. Plaintiff shall respond to Defendants' pending discovery requests no later than September 10, 2021. Plaintiff's failure to comply may result in a recommendation to dismiss the case for failure to prosecute and as sanctions for failure to comply with the Court's orders and Plaintiff's discovery obligations, pursuant to Fed. R. Civ. P. 37, and the Court's inherent powers.

2. The time to serve requests for production is extended to September 1, 2021. The time to take depositions is extended until November 15, 2021. The time to

complete fact discovery is extended to November 15, 2021.

SO ORDERED.

A handwritten signature in black ink, appearing to read 'R. Lehrburger', with a long horizontal stroke extending to the right.

ROBERT W. LEHRBURGER
UNITED STATES MAGISTRATE JUDGE

Dated: August 11, 2021
New York, New York

Copies transmitted this date to all counsel of record. The Clerk's Office is directed to mail a copy of this Order to the pro se Plaintiff.